



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DEC 20 PM 4:07

In re application of

Mitsuo SAITOH et al.

Serial No. 10/649,670

Filed August 28, 2003

:

:

:

:

**Mail Stop: ACCOUNTING DIVISION
REFUND BRANCH**

**Attorney Docket No. 2003_1228A
Confirmation No. 5686**

PLASMA PROCESSING METHOD AND APPARATUS

REQUEST FOR REFUND

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants respectfully request a refund of \$570.00 charged to Deposit Account No. 23-0975 on May 11, 2006. The corresponding fee code indicates the charge is for a third month extension of time. Applicants assert this is incorrect.

Applicants' attorney received an Office Action dated November 29, 2006 which established a three month period for response. We authorized a two month extension of time with an amendment that was to be due on April 29, 2006. Since that two month extension date fell on a Saturday, the Amendment was timely filed on Monday, May 1, 2006. Note the extension and amendment were mailed prior to the expiration of the response period, and included the necessary certificate as per 37 CFR 1.8. Apparently, the PTO overlooked their rule that states that if the due date falls on a Saturday, the document may be timely filed on the next business day (Monday). The above identified charge is the difference in fees due to the PTO for a two month versus a three month extension. Since the amendment was timely filed with the two month extension, the above-identified charge for a third month is improper.

Kindly credit \$570.00 to the deposit account of undersigned, no. 23-0975. If there are

BEST AVAILABLE COPY

any questions, please contact Donna Reynolds, Accounting Assistant, at (202) 721-8246.

Respectfully submitted,

Mitsuo SAITOH et al.

By



Michael S. Huppert
Registration No. 40,268
Attorney for Applicants

MSH/dsr
WENDEROTH, LIND & PONACK, L.L.P.
2033 K Street, N.W., Suite 800
Washington, D.C. 20006-1021
Facsimile (202) 721-8250
December 19, 2006

2003_1228A



COPY

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Mail Stop Amendment
Commissioner for Patent
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED TO CHARGE
ANY DEFICIENCY IN FEES FOR THIS PAPER TO
DEPOSIT ACCOUNT NO. 23-0975

on May 1, 2006.

Michael S. Huppert
name of person signing certification

Michael S. Huppert
Signature

May 1, 2006
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Confirmation No. 5686
Mitsuo SAITOH et al. : Attorney Docket No. 2003_1228A
Serial No. 10/649,670 : Group Art Unit 1763
Filed August 28, 2003 : Examiner Allan W. Olsen
PLASMA PROCESSING METHOD AND APPARATUS Mail Stop: Amendment

PETITION FOR EXTENSION OF TIME

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Petition hereby is made for a two month extension of time to respond to the communication of November 29, 2005.

The fee of \$450.00 is
() submitted herewith.
(X) to be charged to Deposit Account No. 23-0975. A duplicate copy of this Petition is enclosed.

Respectfully submitted,

Mitsuo SAITOH et al.

By

Michael S. Huppert

Michael S. Huppert
Registration No. 40,268
Attorney for Applicants

MSH/kjf
Washington, D.C. 20006-1021
Telephone (202) 721-8200
Facsimile (202) 721-8250
May 1, 2006

BEST AVAILABLE COPY



COPY

I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Mail Stop Amendment
Commissioner for Patent
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED TO CHARGE
ANY DEFICIENCY IN FEES FOR THIS PAPER TO
DEPOSIT ACCOUNT NO. 23-0975

on 5/1/06

Michael S. Huppert

name of person signing certification

Signature

May 1, 2006

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Confirmation No. 5686
Mitsuo SAITOH et al. : Attorney Docket No. 2003_1228A
Serial No. 10/649,670 : Group Art Unit 1763
Filed August 28, 2003 : Examiner Allan W. Olsen

PLASMA PROCESSING METHOD AND APPARATUS

AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action of November 29, 2005, the period for response having been extended for two (2) months by the attached petition, please amend the present application as follows:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2006 DEC 20 PM 4:07

In re application of :
Mitsuo SAITOH et al. : **Mail Stop: ACCOUNTING DIVISION**
Serial No. 10/649,670 : **REFUND BRANCH**
Filed August 28, 2003 : Attorney Docket No. 2003_1228A
Confirmation No. 5686

PLASMA PROCESSING METHOD AND APPARATUS

REQUEST FOR REFUND

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants respectfully request a refund of \$570.00 charged to Deposit Account No. 23-0975 on May 11, 2006. The corresponding fee code indicates the charge is for a third month extension of time. Applicants assert this is incorrect.

Applicants' attorney received an Office Action dated November 29, 2006 which established a three month period for response. We authorized a two month extension of time with an amendment that was to be due on April 29, 2006. Since that two month extension date fell on a Saturday, the Amendment was timely filed on Monday, May 1, 2006. Note the extension and amendment were mailed prior to the expiration of the response period, and included the necessary certificate as per 37 CFR 1.8. Apparently, the PTO overlooked their rule that states that if the due date falls on a Saturday, the document may be timely filed on the next business day (Monday). The above identified charge is the difference in fees due to the PTO for a two month versus a three month extension. Since the amendment was timely filed with the two month extension, the above-identified charge for a third month is improper.


Kindly credit \$570.00 to the deposit account of undersigned, no. 23-0975. If there are

BEST AVAILABLE COPY

any questions, please contact Donna Reynolds, Accounting Assistant, at (202) 721-8246.

Respectfully submitted,

Mitsuo SAITOH et al.

By 

Michael S. Huppert
Registration No. 40,268
Attorney for Applicants

MSH/dsr
WENDEROTH, LIND & PONACK, L.L.P.
2033 K Street, N.W., Suite 800
Washington, D.C. 20006-1021
Facsimile (202) 721-8250
December 19, 2006

2003_1228A

United States Patent and Trademark Office

- Sales Receipt -

05/11/2006 TLOVELAC 00000001 230975 10649670

01 FC:1253 570.00 DA

Adjustment date: 01/24/2007 ZJUHR1
05/11/2006 TLOVELAC 00000001 230975 10649670
01 FC:1253 570.00 CR

BEST AVAILABLE COPY